



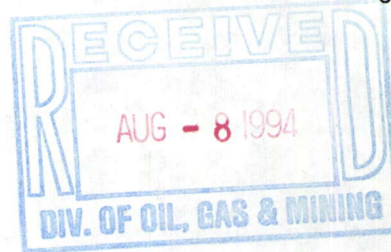
# United States Department of the Interior

## BUREAU OF LAND MANAGEMENT

Vernal District Office  
170 South 500 East  
Vernal, Utah 84078-2799

IN REPLY REFER TO:  
9200  
UT08438

AUG 05 1994



Naxos Resources Ltd.  
Andrew Babiy, Secretary/Treasurer  
1065 Singh Street  
Kamboops, BC V2B5E2  
Canada

Re: Encroachment of Mining  
Operations onto Public  
Lands - Horseshoe Bend

Dear Mr. Babiy:

On Thursday, May 19, 1994, D.J. Beaupeurt-Schantz, Physical Science Technician (Bureau of Land Management), and Tony Gallegos, Reclamation Engineer (State of Utah Division of Oil, Gas and Mining), met with your representative Jerry Fitzen at the Yerian Mine location on Horseshoe Bend.

The Bureau of Land Management's (BLM) interest in your Yerian Mining operations involves an encroachment from the private property onto the BLM public lands. The boundary in question had been surveyed and staked off to assist in determining the exact extent of the encroachment, which appears to be less than two (2) acres.

Enclosed with this correspondence are five (5) 5x7 photographs showing the areas of disturbance including a fairly significant open pit/trench area (descriptions as follows):

- Photo 1: Taken from near the road into the Yerian area, looking in an easterly direction towards the Green River. Orange flagging denotes boundary line. The areas of disturbance encroaching onto BLM lands can be seen in the mid-left area of the photo. The pit/trench area and a pile of talus material are to the mid-right of the photo.
- Photo 2: Taken from near the adjusted corner marker at the Green River, looking in a northwesterly direction. The road into the Yerian area is just past the land horizon. Orange flagging denotes the boundary line.
- Photo 3: Same as Photo 2 only taken in a horizontal manner to show the outlying area. The pit area and areas of surface disturbance are more apparent in this photo than in Photo No. 2. There appears to be some stockpiled material to the left which could be used to fill in the disturbed areas and assist with seed growth.
- Photo 4: This photo was taken at the top-most area of the pit to show the depth and width of the trench and pit area. Material at the top of the trenched area could be used to fill in the pit area and some recontouring could be performed to match the surrounding area.
- Photo 5: Taken from near the road to the Yerian Mine, looking in an easterly direction towards the Green River. Flagged boundary markers can be seen. Areas of surface disturbance and the pit/trenched area are noted on the photo.



Besides the original encroachment area, Mr. Jerry Fitzen advised the inspectors that he had bermed up a "turn-around" area near the entrance (cable gate) of the Yerian Mine to encourage vandals and recreationists to turn around and not try to enter onto the private property (photos enclosed). The area is located on the eastern side of the roadway and creates a rather large, square area of disturbance in which trash is accumulating. The berms are encroaching onto BLM public lands. No application was received by this office for this surface disturbance. After reviewing the situation, we do not feel there is a real need for the berms to be in place on the BLM land. It might be more practical for Mr. Fitzen to build the berms in a linear manner along the boundary line on the private land. This area needs to be cleaned up and all trash hauled off the site. The berms should be recontoured to create the original landform. Seeding needs to be performed in the same manner as described in the following paragraph.

Reclamation of the entire encroachment area(s) shall include, but not be limited to: reshaping of disturbed areas to natural contours, applying topsoil, and revegetating with appropriate seed mixture as required by the BLM Resource Area personnel. A description of the approved seed mixture is included with this correspondence (Exhibit A). Seed shall be applied to the area after September 15th and before the ground freezes. Attempts should be made to control erosion and any noxious weeds invading the site.

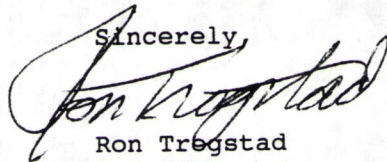
When reclamation is completed, the authorized BLM officer shall be notified so an on-site inspection may be made. Notification within ten (10) days of the final reclamation is required.

All high walls or overburden material piles will be recontoured to slopes not steeper than 3:1 and revegetated using the recommended seed mixture.

It is my understanding you may have equipment in the area while reclaiming the disturbed acreage next to the encroachment in order to bring your permit to within the five (5) acre limit allowed by the State of Utah. This would be an excellent opportunity to reclaim the areas of encroachment.

If you have any questions concerning the reclamation of the encroachment, please do not hesitate to contact Ms. D.J. Beaupeurt-Schantz of this office at (801) 781-4462.

Sincerely,



Ron Tregstad  
Area Manager  
Diamond Mountain Resource Area

2 Enclosures

1. Five photographs
2. Map of site

cc: Tony Gallegos, Ut. State Div. OG&M  
Jerry Fitzen, P. O. Box 1332, Vernal, UT 84078



EXHIBIT A

BUREAU OF LAND MANAGEMENT  
DIAMOND MOUNTAIN RESOURCE AREA

STANDARD SEED MIXTURE  
for  
Horseshoe Bend Area  
Uintah County, Utah

Pure Live Seed  
Lbs./Acre

4  
3  
1  
2  
2

12 lbs./acre

Seed Mix

Crested Wheatgrass (Agropyron cristatum)  
Russian Wildrye (Elymus junceus)  
Forage Kochia (Kochia prostrata)  
Shadscale (Atriplex confertifolia)  
Nuttall Saltbush (Atriplex nuttallii)

UTAH SEED DISTRIBUTORS

BOYD E. GOBLE & SONS SEED COMPANY  
P. O. Box 175  
Gunnison, UT 84634  
(801) 528-3234

GRANITE SEED DIVISION  
Native Plants, Inc.  
360 Wakara Way  
Salt Lake City, UT 84108  
(801) 582-0144

PLUMMER PLANT AND SEED SUPPLIERS  
190 North 200 East  
Ephraim, UT 84627  
(801) 283-4428

WM. ROGER STEWART & SONS  
Box 724  
Ephraim, UT 84627  
(801) 283-4423

C&S INTERMOUNTAIN SEED ENTERPRISE  
Eric Christenson  
P. O. Box 62  
Ephraim, UT 84627  
(801) 283-4383

NORTHROP KING COMPANY  
5591 West Leo Road  
Bagley Industrial Park  
West Jordan, UT 84084  
(801) 566-7733

STEVE REGAN COMPANY  
4215 South 500 Est  
Murray, UT 84107  
(801) 268-4500



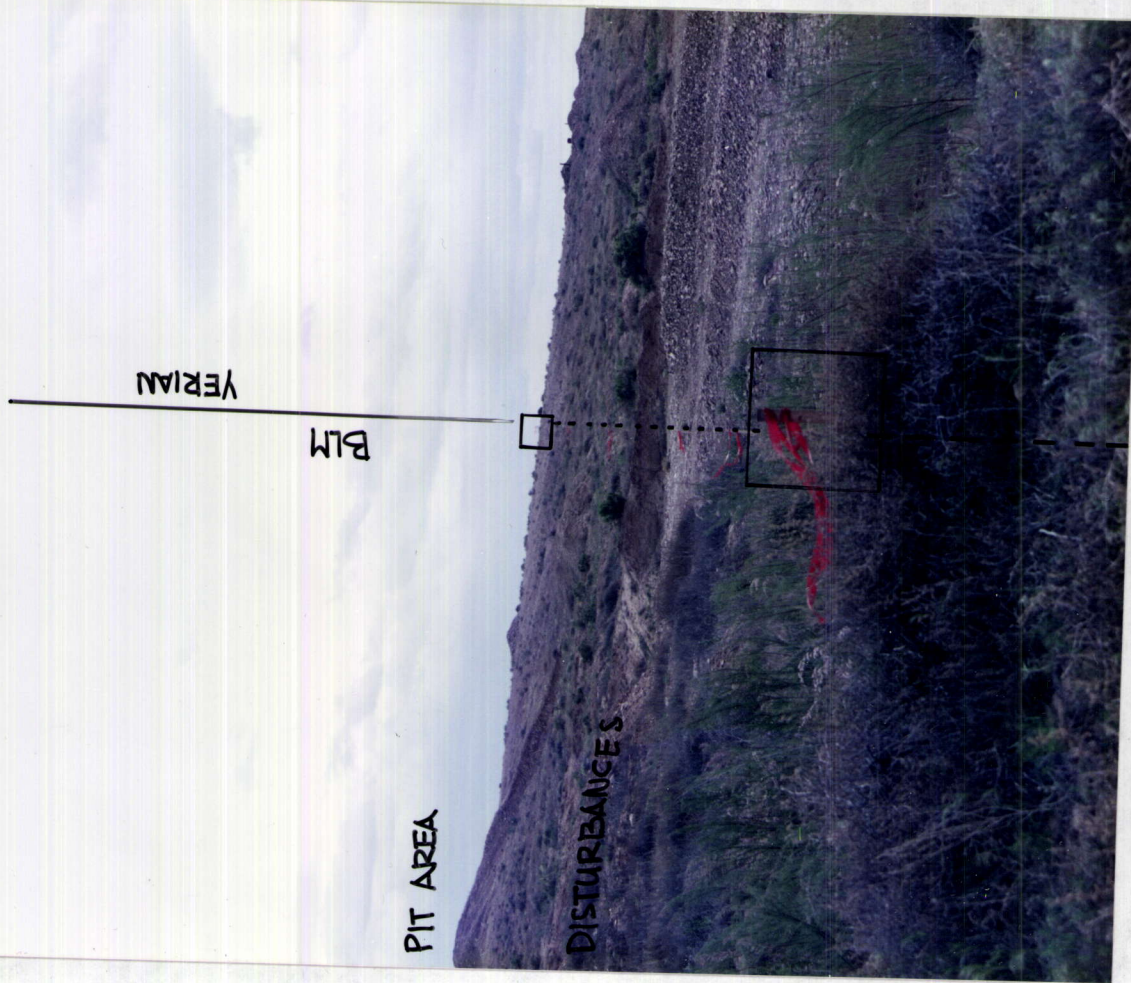
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PHOTO 1



PHOTO 2

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PHOTO 3



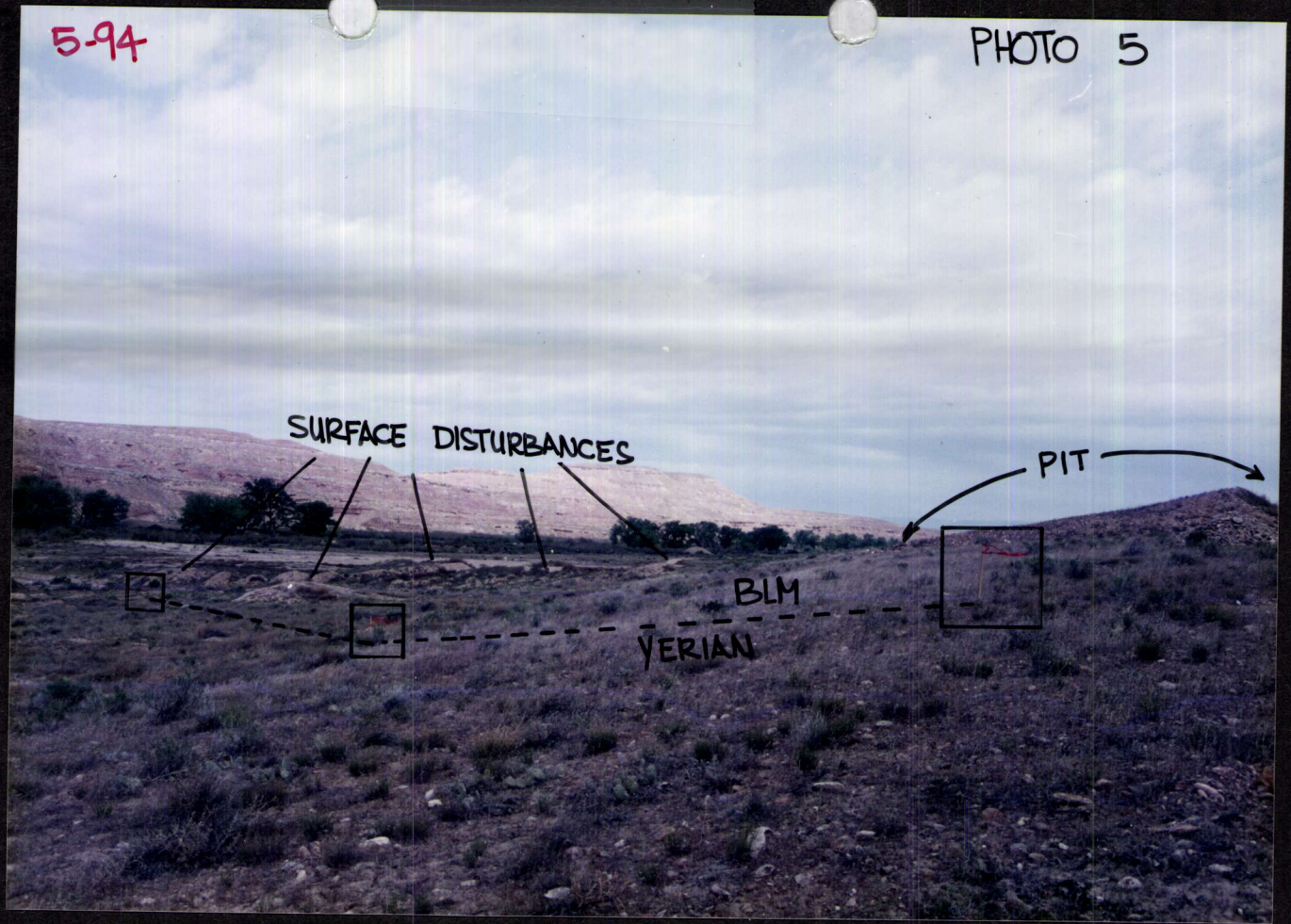
PHOTO 4 5-94



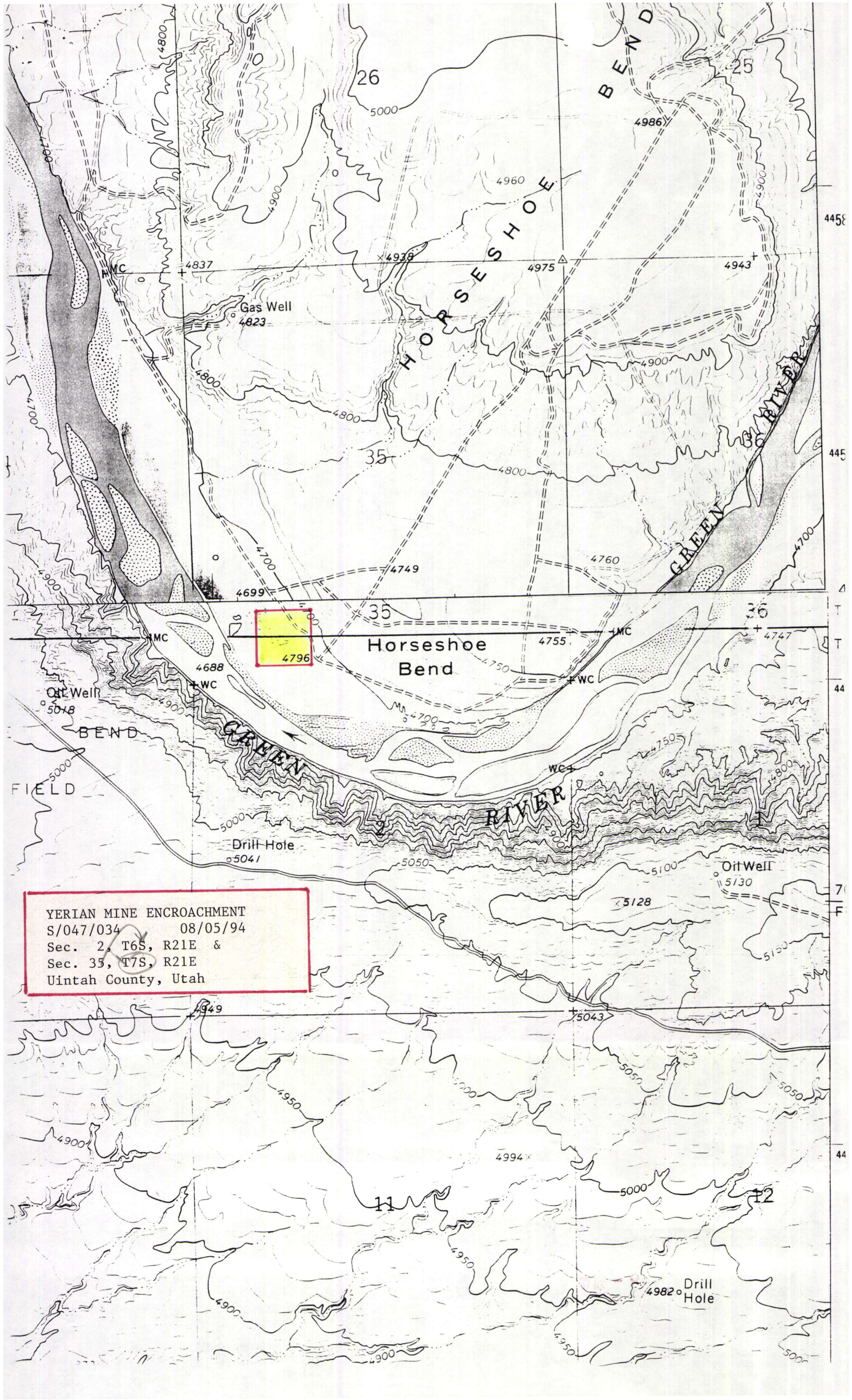


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PHOTO 5







4796

Horseshoe Bend

YERIAN MINE ENCROACHMENT  
S/047/034 08/05/94  
Sec. 2, T6S, R21E &  
Sec. 35, T7S, R21E  
Uintah County, Utah